

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

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UNITED STATES OF AMERICA : Criminal No. 04-CR-580 (JLL)

:

:

v.

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**ORDER**

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CHARLES KUSHNER :  
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The Court having considered the motion of the Newark Morning Ledger Company and

North Jersey Media Group Incorporated (“Media Intervenors”) to (1) intervene in the instant  
action and (2) obtain access to all sentencing letters and sentencing memoranda submitted to the  
Court,

IT IS on this **30th** day of **December, 2004**,

**ORDERED** that

(1) Media Intervenors’ motion to intervene is GRANTED;

(2) the Government’s sentencing memorandum, with appropriate redactions in order to  
preserve the confidentiality of grand jury matters, ongoing investigations, and otherwise sensitive  
information, shall be made available;

(3) defendant’s sentencing memorandum shall be made available;

(4) letters excerpted or explicitly referenced in defendant’s sentencing memorandum shall  
be made available;

(5) letters submitted by current and former public officials shall be made available;

(6) letters other than those excerpted or explicitly referenced in defendant’s sentencing  
memorandum and those submitted by current and former public officials, whether submitted

directly to the Court or by counsel, shall not be made available, subject to the Court's explicit reliance on individual letters during the sentencing proceedings, which letters shall be made available at that time; and

(7) letters other than those excerpted or explicitly referenced in defendant's sentencing memorandum and those submitted by current and former public officials, whether submitted directly to the Court or by counsel, to which the Court makes reference during the sentencing proceedings, but only with respect to the sheer quantity of said letters rather than individual content, shall not be disclosed.

The Court will file an Opinion elaborating upon this Order.

/s/ Jose L. Linares  
JOSE L. LINARES  
UNITED STATES DISTRICT JUDGE